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RALPH C FRANCIS  
FRANCIS LAW GROUP  
1942 EMBARCADERO  
OAKLAND CA 94606

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**MAY 26 2006**

**OFFICE OF PETITIONS**

In re Application of :  
Edward A. Jesser :  
Application No. 09/925,228 : **DECISION ON PETITION**  
Filed: August 8, 2001 :  
Attorney Docket No. EMS-02-016U :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed April 25, 2006.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely pay the issue fee in response to the Notice of Allowance mailed October 3, 2005, which set a statutory period for reply of three (3) months. No issue fee having been received, the application became abandoned on January 4, 2006. The mailing of this decision precedes the mailing of a Notice of Abandonment.

Petitioner states that the Notice of Allowance was mailed to the incorrect address. Petitioner has submitted *prima facie* evidence in the form of a USPTO date stamped postcard receipt, showing that a Change of Correspondence Address was filed on November 22, 2004. However, the Change of Correspondence Address was not entered and the Notice of Allowance was mailed to the prior address of record.

In view thereof, the holding of abandonment is withdrawn.

Receipt of the issue and publication fees is acknowledged.

The matter is being forwarded to the Office of Patent Publication for processing into a patent.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo", with a stylized flourish at the end.

Cliff Congo  
Petitions Attorney  
Office of Petitions